

**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**CITY OF MEMPHIS**  
**August 24, 2010**

**3:30 P.M. SCHEDULED SESSION**

**3:35 P.M. MEETING COMMENCED**

**ROLL CALL:** Joe Brown, William Boyd, Kemp Conrad, Shea Flinn, Edmund Ford, Jr., Janis Fullilove, Wanda Halbert, Reid Hedgepeth, Myron Lowery, Bill Morrison, Jim Strickland, Barbara Swearengen Ware and Chairman Harold Collins.

**THE MEETING WAS CALLED TO ORDER  
BY SERGEANT-AT-ARMS**

**INVOCATION**

The meeting was opened with prayer by Rev. Brian Bartlett from Lake Grove Missionary Baptist Church. Councilman Ford presented Rev. Bartlett with a certificate naming him Chaplain of the day.

**These minutes record the agenda items and the action taken by the Council on such items. The full text of the original of the ordinances, resolutions and supporting documents, including an audio recording of Council's deliberations are filed and maintained in the office of Council Records/Records Management, Room 2B-08. The original ordinances and/or resolutions adopted by the Council shall control in the event of any conflict between the description in these minutes and the original documents, ordinances and/or resolutions.**

**MINUTES**

Chairman Collins recognized the following person who spoke from the audience:

Jed Wallace, 23 S. Pauline, Memphis, TN 38104

Approval of the Minutes of the regular meeting of August 10, 2010 with the following motion:

MOTION: Ford – Remove Item #18 from the Minutes of August 10, 2010

MOTION: Conrad – Approve Item #8 from the Minutes of August 10, 2010 as amended

MAIN MOTION: Ford  
SECOND: Strickland  
AYES: Conrad, Flinn, Ford, Fullilove, Hedgepeth, Lowery, Morrison, Strickland, Ware  
and Chairman Collins  
NAYS: Halbert  
Boyd and Brown did not cast a vote

**APPROVED**, as amended

7. **ORDINANCE TO AMEND CHAPTER 9 OF THE CITY OF MEMPHIS CODE OF ORDINANCES TO INCLUDE NONDISCRIMINATION BASED UPON SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, UP FOR S E C O N D READING.**

Ordinance No. 5377

Chairman Collins recognized the following person who spoke from the audience:

Jonathan Cole, 1889 Nelson Ave., Memphis, TN 38114

**DROPPED**

1. **RESOLUTION COMMEMORATING THE 90<sup>TH</sup> ANNIVERSARY OF WOMAN SUFFRAGE.**

MOTION: Strickland  
SECOND: Ford

**APPROVED**, by unanimous voice vote

2. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE SOUTH SIDE OF E. SHELBY DRIVE; +/-482 FEET EAST OF WEMBERLEY DRIVE, CONTAINING 9.05 ACRES IN THE AGRICULTURAL (AG) DISTRICT.**

Case No. PD 10-308cc

Applicant: Mid-South Christian College  
McCaskill & Associates, Inc. – Representative

Request: Planned development to allow a seminary, including offices, chapel library, classrooms, student center and dormitories

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Ford  
SECOND: Fullilove  
AYES: Brown, Conrad, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Ware  
and Chairman Collins  
Boyd, Flinn and Strickland did not cast a vote

**APPROVED**

3. **RESOLUTION APPROVING A PLANNED DEVELOPMENT LOCATED ON THE SOUTHWEST CORNER OF UNION AVENUE AND SOUTH COOPER STREET, CONTAINING 1.448 ACRES IN THE HIGHWAY COMMERCIAL (C-L) AND DUPLEX RESIDENTIAL (R-D) DISTRICTS.**

Case No. PD 10-309

Chairman Collins recognized the following persons who spoke from the audience:

Gordon Alexander, 179 S. Rembert St., Memphis, TN 38104  
Steve Barlow, 20 S. Dudley, Suite 860, Memphis, TN 38103  
Jerry Bradfield, 172 S. Rembert, Memphis, TN 38104  
Webb A. Brewer, 20 S. Dudley, Suite 806, Memphis, TN 38103  
Nancy Caldwell, 150 Harbor Town Blvd., Memphis, TN 38103  
Andy Cobb, 999 S. Shady Grove, Memphis, TN 38120  
Dr. Elvernice "Sonny" Davis, 3796 Merritt St., Memphis, TN 38128  
Michael Detroit, 2112 University Circle, Memphis, TN 38112  
Birgitte T. French, 506 Princeton Cove, Memphis, TN 38117  
Martin Gorman, 2282 Madison, Memphis, TN 38104  
J. Barry Henson, 6424 Old Orchard Cove, Memphis, TN 38119  
Keith Kays, 1648 Vinton Ave., Memphis, TN 38104  
Andy Kitsinger, 1665 Overton Park Ave., Memphis, TN 38112  
Jeffrey Lancaster, 489 Stonewall St., Memphis, TN 38112  
Steve Markowitz, 251 Buntyn, Memphis, TN 38111  
Beth Masters, 35 N. Humes St., Memphis, TN 38111  
Mark Matheny, 1509 Granville Lane, Memphis, TN 38104  
Sam McHugh, 1305 Dogwood Dr., Memphis, TN 38111  
Derek J. Naylor, 280 Buena Vista, #2, Memphis, TN 38112  
Eric Plumley, 1630 Harbert, Memphis, TN 38104  
David L. Smith, 2590 School Ave., Memphis, TN 38112  
Mara Fulghum Jones Sprott, 607 Center Dr., Memphis, TN 38112  
Bob Sweeney, 5909 Shelby Oaks, Memphis, TN 38134  
June West, 1650 Peabody, Memphis, TN 38104

Applicant: Hart-Redd, LLC  
SR Consulting, LLC (Cindy Reaves) – Representative

Request: A planned development to permit retail use, CVS Pharmacy

LUCB and OPD recommendation: REJECTION

MOTION: Flinn – Hold for 30 days to give CVS time to meet with a local architect and come back with something that can conform to the Mid-town Overlay

SECOND: Boyd

AYES: Boyd, Flinn, Strickland and Chairman Collins

NAYS: Brown, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison and Ware  
Conrad recused

**FAILED**, set up as Special Item #1

MOTION: Hedgepeth – Follow all the requirements of the overlay except for the setback and drive through and the transparency on Cooper can account for transparency on Union

SECOND: Ware

**APPROVED, WITHOUT OBJECTION**

MAIN MOTION: Ford

SECOND: Hedgepeth

AYES: Boyd, Brown, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Ware and Chairman Collins

NAYS: Flinn and Strickland  
Conrad recused

**APPROVED**, as amended

**Recess taken at 6:25 p.m.**

**Back in session at 6:39 p.m.**

4. **RESOLUTION APPROVING A STREET/ALLEY CLOSURE TIME EXTENSION LOCATED ON THE WEST SIDE OF JACK CARLEY CAUSEWAY, EXTENDING TO THE MISSISSIPPI RIVER AND CONTAINING 1.34 ACRES.**

Case No. SAC 07-607

Applicant: South of Fleet Street, LLC

Request: Approval of a one-year time extension for the closing of Fleet Street to comply with the previously-approved conditions of the closing

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Ford

SECOND: Boyd

AYES: Boyd, Brown, Flinn, Ford, Fullilove, Halbert, Lowery, Strickland and Chairman Collins

Conrad, Hedgepeth, Morrison and Ware did not cast a vote

**APPROVED**

5. **RESOLUTION APPROVING A STREET/ALLEY CLOSURE BEGINNING 180 FEET SOUTH OF POPLAR AVENUE BETWEEN ALICIA STREET AND MERTON STREET, CONTAINING .39 ACRE.**

Case No. SAC 10-602

Applicant: Service Over Self, Incorporated and Abdo Sakaan

Request: Close an existing alley behind businesses that front Poplar Avenue from Alicia Street to Merton Street

LUCB and OPD recommendation: APPROVAL, with conditions

MOTION: Ford

SECOND: Strickland

AYES: Boyd, Brown, Ford, Fullilove, Halbert, Hedgepeth, Lowery and Chairman Collins  
Conrad, Flinn, Morrison, Strickland and Ware did not cast a vote

**APPROVED**

**CONSENT AGENDA – Items 6 & 28-32 may be acted upon by one motion: SEE PAGE 1598 FOR ROLL CALL**

6. **ORDINANCE TO AMEND CHAPTER 2 CODE OF ORDINANCES, CITY OF MEMPHIS TO AMEND CERTAIN SECTIONS OF 2-291 RELATING TO REAL PROPERTY, UP FOR S E C O N D READING.**

Ordinance No. 5375

**APPROVED**, on Second reading

28. **ORDINANCE TO AMEND CHAPTER 5, ANIMALS AND FOWL, SECTION 5-60 OF THE CODE OF ORDINANCES, CITY OF MEMPHIS, TO REQUIRE DOG RESTRAINTS BY TIE-OUTS OR OVERHEAD CABLES TO BE IN ADDITION TO TRADITIONAL FENCING AND THAT DOGS RESTRAINED BY TIE-OUTS OR OVERHEAD CABLE RUNS BE SPAYED OR NEUTERED, UP FOR F I R S T READING.**

Ordinance No. 5378

**APPROVED**, on First reading

29. **ORDINANCE TO AMEND CHAPTER 5, ANIMALS AND FOWL, ARTICLE III.5, DANGEROUS/VICIOUS ANIMALS, OF THE CODE OF ORDINANCES, CITY OF MEMPHIS, TO REQUIRE STERILIZATION OF DOGS WHO HAVE BITTEN AND DECLARE VICIOUS DOGS WHO HAVE BITTEN ONCE AND BEEN FOUND RUNNING AT LARGE TWICE, UP FOR F I R S T READING.**

Ordinance No. 5379

**APPROVED**, on First reading

30. **ORDINANCE TO AMEND CHAPTER 5, ANIMALS AND FOWL, OF THE CODE OF ORDINANCES, CITY OF MEMPHIS, TO REQUIRE MANDATORY SPAYING AND NEUTERING OF CATS AND DOGS WEIGHING THIRTY POUNDS OR MORE, UP FOR F I R S T READING.**

Ordinance No. 5380

**APPROVED**, on First reading

31. **ORDINANCE TO AMEND THE TEXT OF THE ZONING ORDINANCE, BY ADOPTING THE MIDTOWN DISTRICT OVERLAY AS A ZONING TEXT AMENDMENT, UP FOR F I R S T READING.**

Ordinance No. 5381

Case No. ZTA 10-001cc

LUCB and OPD recommendation: APPROVAL

**APPROVED**, on First reading

32. **ORDINANCE TO ADOPT THE COMPREHENSIVE REZONING, UP FOR F I R S T READING AS FOLLOWS:**

Ordinance No. 5382

Case No. Z 10-112

- Amend the Official Zoning Map by adopting the proposed boundaries for the Midtown District Overlay. The Midtown District Overlay includes proposed Shop front, Pedestrian, Urban or Transitional Frontage Designations for segments of Cooper, Young, Central, Union, Madison and East Parkway
- Rezone a segment of Cooper Street and Central Avenue and the northeast corner of Southern Avenue and Cooper Street from the Highway Commercial (C-H) District to the Local Commercial (C-L) District
- Rezone the southwest corner of Central Avenue and Cooper Street from the Light Industrial (I-L) District to the Local Commercial (C-L) District

LUCB and OPD recommendation: APPROVAL

**APPROVED**, on First reading

### **ROLL CALL CONSENT ITEMS**

MOTION: Ford

SECOND: Fullilove

AYES: Boyd, Conrad, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Brown and Flinn did not cast a vote

**APPROVED****MLGW FISCAL CONSENT – Items 8-13 may be acted upon by one motion:**

8. **RESOLUTION AWARDDING CONTRACT NO. 11412, DRUG AND ALCOHOL COLLECTION PROVIDER, TO TRUE TEST COLLECTION OF MEMPHIS, LLC, IN THE FUNDED AMOUNT OF \$120,000.00.**

**APPROVED**

9. **RESOLUTION APPROVING CHANGE NO. 4 TO CONTRACT NO. 11191, TELEVISION PRODUCTION AND BROADCAST SERVICES, WITH MEDIA SOURCE IN THE FUNDED AMOUNT OF \$38,685.00. (THIS RENEWS THE CONTRACT FOR THE THIRD OF FOUR RENEWAL TERMS, SEPTEMBER 15, 2010 TO SEPTEMBER 14, 2011, FOR POST-PRODUCTION/VIDEO-EDITING SERVICES OF SIX BI-MONTHLY EPISODES OF MEMPHIS ENERGIZED, VIDEO PRODUCTION SERVICES, INCLUDING ON-LOCATION FILMING AND IN-STUDIO FILMING AT MEDIA SOURCE).**

**APPROVED**

10. **RESOLUTION AWARDDING CONTRACT FOR UPGRADE TO THE LANE PASSPORT FAXING SYSTEM TO LANE TELECOMMUNICATIONS, INC. IN THE AMOUNT OF \$30,492.00.**

**APPROVED**

11. **RESOLUTION AWARDDING CONTRACT FOR ONE BOOM LIFT TO H & E EQUIPMENT SERVICES, INC. IN THE AMOUNT OF \$95,821.00.**

**APPROVED**

12. **RESOLUTION AWARDDING CONTRACT FOR 900-MHZ REMOTE RADIOS TO TESSCO, INC. IN THE AMOUNT OF \$124,533.08.**

**APPROVED**

13. **RESOLUTION APPROVING PAYMENT OF ANNUAL FACILITY MAINTENANCE FEE FOR PUBLIC WATER SYSTEMS TO TREASURER, STATE OF TENNESSEE FOR THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION IN THE AMOUNT OF \$125,126.75.**

**APPROVED****MLGW ROLL CALL CONSENT ITEMS**

MOTION: Fullilove

SECOND: Ford  
 AYES: Boyd, Conrad, Flinn, Ford, Fullilove, Hedgepeth, Lowery, Morrison, Strickland,  
 Ware and Chairman Collins  
 Brown and Halbert did not cast a vote

**APPROVED**

**THE FOLLOWING ITEMS WERE CALLED TOGETHER BY THE COMPTROLLER**

14. **APPOINTMENTS**

**Memphis Area Transit Authority**

Appointment

Charles Pickard

**Memphis City Beautiful Commission**

Appointments

Drew Daniel  
 Bethany Smith  
 Daphne Thomas  
 Sheila M. Wright

Reappointments

Ginger Acuff  
 Jake E. Allen, Jr.  
 John J. Conway Sr.  
 Christian D. Davis  
 Sutton Mora-Hayes  
 Cynthia Magallon Puljic  
 Frederick “Ted” McLaughlin

33. **ELIGIBILITY LIST FOR TEMPORARY APPOINTMENTS TO THE MEMPHIS AND SHELBY COUNTY BOARD OF ADJUSTMENT.**

**Memphis-Shelby County Board of Adjustment**

Olliette Murry-Drobot  
 Andre D. Jones  
 Timothy D. Rainey

Loyal Featherstone

Robert Norcross  
Margaret Pritchard  
Mary Sharp  
James Toles  
Emily Trenholm  
Roslyn Willis  
Mark Yates

MOTION: Strickland  
SECOND: Ford  
AYES: Boyd, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison,  
Strickland, Ware and Chairman Collins  
Brown did not cast a vote

**APPROVED**, items 14 and 33

15. **ORDINANCE TO AMEND THE CHARTER OF THE CITY OF MEMPHIS, THE SAME BEING CHAPTER 11 OF THE ACTS OF 1879, AS AMENDED PURSUANT TO THE PROVISIONS OF ARTICLE XI, SECTION 9 OF THE CONSTITUTION OF THE STATE OF TENNESSEE (HOME RULE AMENDMENT) AND THE ACTS OF 1915, CHAPTER 408 AND TO SUBMIT THIS PROPOSED REFERENDUM ORDINANCE TO THE QUALIFIED VOTERS OF THE CITY OF MEMPHIS AT THE FIRST GENERAL STATE ELECTION TO BE HELD NOVEMBER 2, 2010, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5373

Chairman Collins recognized the following persons who spoke from the audience:

Yvonne Acey, 126 Flicker, Memphis, TN 38104  
Keith Williams, 126 Flicker, Memphis, TN 38104

MOTION: Halbert  
SECOND: Ware  
AYES: Conrad, Flinn, Hedgepeth and Chairman Collins  
NAYS: Boyd, Brown, Fullilove, Halbert, Lowery, Morrison, Strickland and Ware  
Ford did not cast a vote

**FAILED**

16. **ORDINANCE TO AMEND CHAPTER 28, ARTICLE VI, DIVISION 3, OF THE CODE OF ORDINANCES, SO AS TO REDUCE THE NUMBER OF ALLOWABLE FALSE ALARMS, INCLUDE COSTS AND ADD NOTIFICATION PROCESS OF ALARM USER OPERATING WITHOUT A PERMIT, UP FOR T H I R D AND F I N A L READING.**

Ordinance No. 5374

Chairman Collins recognized the following person who spoke from the audience:

Jack Johnson, 7279 Winchester Road, Memphis, TN 38125

MOTION: Flinn – Give multi units 1 false alarm per unit per year

SECOND: Strickland

MOTION WITHDRAWN

MAIN MOTION: Conrad – Hold until September 14, 2010

WITHOUT OBJECTION, item held until September 14, 2010

17. **RESOLUTION AMENDING THE FY 2011 OPERATING BUDGET TO ALLOCATE AND APPROPRIATE \$20,000.00 TO PROVIDE FOR COSTS ASSOCIATED WITH IMPLEMENTING THE CISRS AND STAFF TO COORDINATE WITH THE DIVISIONS TO BEGIN USING CHILD IMPACT STATEMENTS.**

Friendly Amendment: Flinn - Remove the following language – and any other issue that could reasonably impact children in any way

**Councilman Conrad accepted Councilman Flinn's friendly amendment**

MAIN MOTION: Conrad

SECOND: Ford

AYES: Boyd, Brown Conrad, Flinn, Ford, Fullilove, Halbert, Lowery, Morrison, Ware and Chairman Collins

NAYS: Hedgepeth and Strickland

**APPROVED**, as amended

18. **RESOLUTION APPROPRIATING \$65,000.00 FOR CIP PROJECT IS01071, WEIGHTS/MEASURES BILLING SW WHICH WAS APPROVED BY CITY COUNCIL IN THE FY2011 CIP BUDGET.**

MOTION: Conrad

SECOND: Morrison

AYES: Brown, Conrad, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Ware and Chairman Collins

Boyd, Flinn and Strickland did not cast a vote

**APPROVED**

19. **RESOLUTION APPROPRIATING \$250,000.00 FOR CIP PROJECT IS01069, ENTERPRISE EMAIL UPGRADE WHICH WAS APPROVED BY CITY COUNCIL IN THE FY2011 CIP BUDGET.**

MOTION: Conrad  
SECOND: Hedgepeth  
AYES: Boyd, Brown, Conrad, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Ware and Chairman Collins  
Flinn and Strickland did not cast a vote

**APPROVED**

20. **RESOLUTION APPROPRIATING \$350,000.00 FOR CIP PROJECT IS01067, ADA ACCESSIBILITY ROUTING WHICH WAS APPROVED BY CITY COUNCIL IN THE FY2011 CIP BUDGET.**

MOTION: Conrad  
SECOND: Boyd  
AYES: Boyd, Brown, Conrad, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Flinn did not cast a vote

**APPROVED**

21. **RESOLUTION APPROPRIATING \$700,000.00 FOR CIP PROJECT IS01059, TRAFFIC SIGNS INVENTORY ASSESSMENT AND INFORMATION MANAGEMENT SYSTEM, WHICH WAS APPROVED BY CITY COUNCIL IN THE FY2011 CIP BUDGET.**

MOTION: Conrad  
SECOND: Boyd  
AYES: Boyd, Brown, Conrad, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Flinn did not cast a vote

**APPROVED**

22. **RESOLUTION APPROPRIATING \$850,000.00 FOR CIP PROJECT IS01062, TELEPHONE SYSTEMS UPGRADE AND REPLACEMENT, WHICH WAS APPROVED BY CITY COUNCIL IN THE FY2011 CIP BUDGET.**

MOTION: Conrad  
SECOND: Boyd  
AYES: Boyd, Brown, Conrad, Flinn, Ford, Fullilove, Halbert, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Hedgepeth did not cast a vote

**APPROVED**

23. **RESOLUTION APPROPRIATING \$1,106,396.00 FOR CIP PROJECT IS01072, RADIO BANDING WHICH WAS APPROVED BY CITY COUNCIL IN THE FY2011 CIP BUDGET.**

MOTION: Conrad  
SECOND: Ford  
AYES: Brown, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Strickland, Ware and Chairman Collins  
Boyd and Morrison did not cast a vote

**APPROVED**

24. **RESOLUTION APPROPRIATING \$2,000,000.00 FOR CIP PROJECT IS01007, REPLACE OBSOLETE EQUIPMENT (ENTERPRISE), WHICH WAS APPROVED BY CITY COUNCIL IN THE FY2011 CIP BUDGET.**

MOTION: Conrad  
SECOND: Boyd  
AYES: Brown, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Boyd did not cast a vote

**APPROVED**

25. **RESOLUTION ACCEPTING AND APPROPRIATING \$321,221.00 IN FEDERAL GRANT FUNDS FROM THE DEPARTMENT OF HOMELAND SECURITY FOR THE DIVISION OF FIRE SERVICES FOR A TOTAL APPROPRIATION OF \$321,221.00.**

MOTION: Lowery  
SECOND: Morrison  
AYES: Boyd, Brown, Conrad, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Flinn did not cast a vote

**APPROVED**

26. **RESOLUTION URGING TVA TO IMPLEMENT A SPECIFIC ENERGY EFFICIENCY PLAN THAT WILL REDUCE ELECTRIC CONSUMPTION BY 1% EACH YEAR FOR THE NEXT FIVE YEARS.**

MOTION: Boyd  
SECOND: Flinn  
AYES: Boyd, Brown, Flinn, Ford, Fullilove, Halbert, Lowery, Ware and Chairman Collins  
NAYS: Conrad  
Hedgepeth, Morrison and Strickland did not cast a vote

**APPROVED**

27. **RESOLUTION TRANSFERRING FUNDS FROM POLICE SERVICES' DRUG ENFORCEMENT STATE RESERVE ACCOUNT TO ITS VEHICLE ACCOUNT FOR THE PURCHASE OF 15 VEHICLES FOR 9 PRECINCTS FOR FISCAL YEAR 2011 IN THE AMOUNT OF \$465,000.00.**

MOTION: Lowery  
SECOND: Strickland  
AYES: Boyd, Brown, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland, Ware and Chairman Collins

**APPROVED**

34. **RESOLUTION ACCEPTING GRANT FUNDS IN THE AMOUNT OF \$2,807,161 FROM THE STATE OF TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT DIVISION FOR WIA TITLE I YOUTH FUNDS.**

MOTION: Conrad  
SECOND: Boyd  
AYES: Boyd, Brown, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Chairman Collins  
Conrad and Ware did not cast a vote

**APPROVED**

35. **RESOLUTION APPROPRIATING \$1,000,000.00 FOR CIP PROJECT NUMBER IS01068, ENTERPRISE ASSET MANAGEMENT SYSTEM WHICH WAS APPROVED BY CITY COUNCIL IN THE FY2011 CIP BUDGET.**

MOTION: Conrad  
SECOND: Ford  
AYES: Boyd, Conrad, Flinn, Ford, Fullilove, Hedgepeth, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Brown and Halbert did not cast a vote

**APPROVED**

36. **RESOLUTION AMENDING THE FY2011 OPERATING BUDGET TO ACCEPT AND APPROPRIATE GRANT FUNDS IN THE AMOUNT OF \$619,735.00 FROM THE STATE OF TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT DIVISION FOR WIA TITLE DISLOCATED WORKER FUNDS. RESOLUTION ALSO AMENDS THE FY2011 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE GRANT FUNDS.**

MOTION: Conrad

SECOND: Boyd  
AYES: Boyd, Conrad, Flinn, Ford, Fullilove, Halbert, Hedgepeth, Lowery, Morrison, Strickland and Ware  
Brown and Chairman Collins did not cast a vote

**APPROVED**

37. **RESOLUTION ACCEPTING GRANT FUNDS IN THE AMOUNT OF \$434,992.00 FROM THE STATE OF TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT DIVISION FOR WIA TITLE I ADULT FUNDS. RESOLUTION ALSO AMENDS THE FY2011 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE GRANT FUNDS.**

MOTION: Conrad  
SECOND: Ford  
AYES: Boyd, Flinn, Ford, Fullilove, Hedgepeth, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Brown, Conrad and Halbert did not cast a vote

**APPROVED**

38. **RESOLUTION ACCEPTING GRANT FUNDS IN THE AMOUNT OF \$28,000.00 FROM THE TENNESSEE HISTORICAL COMMISSION FOR THE MEMPHIS MUSIC NATIONAL REGISTER MULTIPLE PROPERTIES NOMINATIONS WITH AT LEAST 2 INDIVIDUAL PROPERTY NOMINATIONS. RESOLUTION ALSO AMENDS THE FY2011 OPERATING BUDGET TO ESTABLISH AND APPROPRIATE GRANT FUNDS AND MATCHING FUNDS IN THE AMOUNT OF \$11,200.00.**

MOTION: Conrad  
SECOND: Ford  
AYES: Boyd, Conrad, Flinn, Ford, Fullilove, Hedgepeth, Lowery, Morrison, Ware and Chairman Collins  
Brown, Halbert and Strickland did not cast a vote

**APPROVED**

39. **RESOLUTION AUTHORIZING THE USE OF ECONOMIC DEVELOPMENT FUNDS BY MEMPHIS CENTER CITY REVENUE FINANCE CORPORATION (CCRFC) FOR THE PURPOSE OF ACQUIRING THE PARKING FACILITY ADJACENT TO ONE COMMERCE SQUARE OFFICE TOWER FOR USE BY PINNACLE EMPLOYEES AND GENERAL PUBLIC AND TO AUTHORIZE USE BY CCRFC OF PILOT EXTENSION FUNDS AS A LOAN TO DOWNTOWN PARKING AUTHORITY (DPA) FOR THE UNDERTAKING OF IMPROVEMENTS TO THE PARKING FACILITY.**

MOTION: Flinn  
SECOND: Boyd

AYES: Boyd, Flinn, Ford, Fullilove, Hedgepeth, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Conrad recused  
Brown and Halbert did not cast a vote

**APPROVED**

40. **RESOLUTION AMENDING THE FY2011 OPERATING BUDGET TO RE-INSTATE THE PRIOR YEAR FUNDING LEVEL OF THE TUITION REIMBURSEMENT PROGRAM BY TRANSFERRING AN ALLOCATION AND APPROPRIATION OF \$902,211.00 ACROSS THE HUMAN RESOURCES DIVISION LEGAL LEVELS AND OPERATING CATEGORIES.**

Held until September 14, 2010

41. **RESOLUTION PRORATING TAX ASSESSMENTS FOR FY2011 FOR THE CITY OF MEMPHIS RESIDENTS AFFECTED BY THE 2010 FLOODS.**

MOTION: Lowery  
SECOND: Ford  
AYES: Boyd, Conrad, Flinn, Ford, Fullilove, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Brown, Halbert and Hedgepeth did not cast a vote

**APPROVED**

42. **RESOLUTION BY THE MEMPHIS CITY COUNCIL SUPPORTING A SIMILAR INCENTIVE PROPOSAL TO PROVIDE PINNACLE THE MEANS NECESSARY TO CONTINUE ITS OPERATIONS IN MEMPHIS, REGARDLESS OF THE LOCATION.**

MOTION: Flinn  
SECOND: Ford  
AYES: Boyd, Flinn, Ford, Fullilove, Lowery, Morrison, Strickland, Ware and Chairman Collins  
Brown, Halbert and Hedgepeth did not cast a vote  
Conrad recused

**APPROVED**

**MINUTES**

Approval of the Minutes of the regular meeting of August 24, 2010 for Items 39, 41 & 42 with the following motion:

MOTION: Boyd  
SECOND: Morrison

AYES: Boyd, Conrad, Flinn, Ford, Fullilove, Lowery, Morrison, Strickland, Ware and  
Chairman Collins  
Brown, Halbert and Hedgepeth did not cast a vote

**APPROVED**, set up as Special Item #2

**INTRODUCTION OF ITEMS ON MATTERS BY THE GENERAL PUBLIC:**

Chairman Collins recognized the following persons who spoke from the audience:

Walter Broady, 4256 Ledbetter Cove, Memphis, TN 38109

**ADJOURNED MEETING AT 9:00 P.M.**

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Upon statement of the Chairman, without objection, the meeting was adjourned, subject to the call of the  
Chairman.

\_\_\_\_\_  
C H A I R M A N

Attest:

\_\_\_\_\_  
Deputy Comptroller/Council Records